

**NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OR ALL OF THE FOLLOWING INFORMATION FROM ANY INSTRUMENT THAT TRANSFERS AN INTEREST IN REAL PROPERTY BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER.**

**AMENDMENT TO OIL AND GAS LEASE**

Reference is hereby made to that certain Oil and Gas Lease (hereinafter referred to as "Lease") dated the 3rd day of November, 2008 by and between **The City of Fort Worth**, as Lessor (whether one or more), and **Dale Property Services, LLC**, as Lessee, whose address is 2100 Ross Avenue, Suite 1870, LB-9, Dallas, TX 75201, such lease is recorded in Document Number D209032041 of the Real Property Records of Tarrant County, Texas, covering the following described lands located in Tarrant County, Texas, to wit:

0.34 acres of land, more or less, being a part of the John Little Survey, Abstract No. 958, and all of Block 7 of Scenic Village, an Addition to the City of Fort Worth, Texas, more particularly described by metes and bounds in that certain deed dated December 29, 1985, from Highland Oaks Corporation, a Texas corporation, as Grantor, to the City of Fort Worth, as Grantee, recorded in Volume 9543, Page 872, of the Deed Records of Tarrant County, Texas.

Whereas it is the desire of said Lessor and Lessee to amend said Lease.

**NOW THEREFORE**, the undersigned do hereby delete, 0.34 acres of land, more or less, being a part of the John Little Survey, Abstract No. 958, and all of Block 7 of Scenic Village, an Addition to the City of Fort Worth, Texas, more particularly described by metes and bounds in that certain deed dated December 29, 1985, from Highland Oaks Corporation, a Texas corporation, as Grantor to the City of Fort Worth, as Grantee, recorded in Volume 9543, Page 872, of the Deed Records of Tarrant County, Texas, of said lease in its entirety and in its place do hereby insert the following:

*(Handwritten signature)*  
“0.954 acres of land, more or less, being a part of the John Little Survey, Abstract No. 958, and all of Block 7 of Scenic Village, an Addition to the City of Fort Worth, Texas, more particularly described by metes and bounds in that certain deed dated December 29, 1985, from Highland Oaks Corporation, a Texas corporation, as Grantor, to the City of Fort Worth, Texas, as Grantee, recorded in Volume 9543, Page 872, of the Deed Records of Tarrant County, Texas. **It is the intention of both parties for the property description to include to the centerline of Dalford Street.**”

Furthermore the undersigned do hereby ratify, adopt and confirm said Lease as hereby amended, as a valid and subsisting Lease and the undersigned Lessor do hereby grant, demise, lease and let unto Dale Property Services, LLC, the present owner of said Lease, the premises described above, subject to and in accordance with all of the terms and provisions of said Lease

as hereby amended.

This agreement shall be binding upon and inure to the benefit of the parties hereto, their respective heirs, legal representatives, successors and assigns.

EXECUTED this 13<sup>th</sup> day of Mar, 2009, but for all purposes effective Mar. 13,  
2009.

**CITY OF FORT WORTH - LESSOR**

By: Fernando Costa  
Name: Fernando Costa  
Title: Assistant City Manager

**ATTEST:**

By: Marty Hendrix  
Marty Hendrix, as City Secretary NO M&C REQUIRED

**APPROVED AS TO FORM AND LEGALITY:**

By: Sarah Fullenwider  
Sarah Fullenwider, as Assistant City Attorney  
Date: 3-9-09

**DALE PROPERTY SERVICES, LLC, A TEXAS LIMITED LIABILITY COMPANY - LESSEE**

By: Mike Taliaferro  
Mike Taliaferro, as President of Dale Property Services, LLC

### ACKNOWLEDGMENTS

STATE OF TEXAS

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COUNTY OF TARRANT

BEFORE ME, Hettie Lane, the undersigned notary public, on this day personally appeared Fernando Costa, known to me to be the person whose name is subscribed to the foregoing instrument and, that (s)he has executed the same for the purposes and consideration therein expressed.

GIVEN under my hand and seal of office this 10<sup>th</sup> day of March, 2009.



Hettie Lane  
Notary Public, State of Texas

My Commission Expires: \_\_\_\_\_  
Commission Number: \_\_\_\_\_

STATE OF TEXAS

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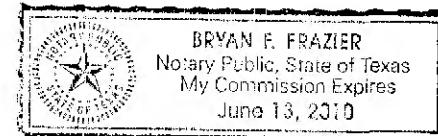
COUNTY OF TARRANT

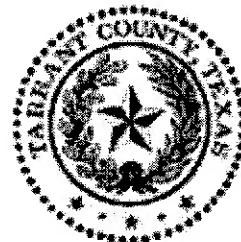
BEFORE ME, Bryan F Frazier, the undersigned notary public, on this day personally appeared Mike Taliaferro, as President of Dale Property Services, LLC, on behalf of said limited liability company, who is known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he/she executed that instrument for the purposes and consideration therein expressed, and in that capacity therein stated.

GIVEN under my hand and seal of office this 24<sup>th</sup> day of February, 2009.

Bryan F Frazier  
Notary Public, State of Texas

My Commission Expires: 6/13/2010  
Commission Number: \_\_\_\_\_





DALE RESOURCES LLC  
3000 ALTA MESA BLVD STE 300

FT WORTH TX 76133

Submitter: DALE RESOURCES LLC

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SUZANNE HENDERSON  
TARRANT COUNTY CLERK  
TARRANT COUNTY COURTHOUSE  
100 WEST WEATHERFORD  
FORT WORTH, TX 76196-0401

**DO NOT DESTROY**  
**WARNING - THIS IS PART OF THE OFFICIAL RECORD.**

Filed For Registration: 03/26/2009 11:49 AM  
Instrument #: D209080964  
A 4 PGS \$24.00

By: *[Signature]*



**D209080964**

ANY PROVISION WHICH RESTRICTS THE SALE, RENTAL OR USE  
OF THE DESCRIBED REAL PROPERTY BECAUSE OF COLOR OR  
RACE IS INVALID AND UNENFORCEABLE UNDER FEDERAL LAW.

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